

**IN THE DRAWINGS**

Submitted herewith are replacement sheets for Figures 6, 15, 17, and 18.

### **REMARKS**

Reconsideration of this application is respectfully requested in view of the foregoing amendment and the following remarks.

The Applicant thanks the Examiner for the Interview conducted on October 2, 2007, during which the claims, cited art, and possible amendments were discussed.

By the foregoing amendment the drawings, specification, and, claims 1 and 2 have been amended as discussed during the interview, and new claims 3-14 have been added. Thus, claims 1-14 are currently pending in the application and subject to examination. No new matter had been added.

#### **I. Drawings**

In the Office Action mailed August 22, 2007, the Examiner objected to the drawings. Responsive to this objection, replacement sheets for figures 6, 15, 17, and 18 are submitted herewith. If any additional amendment is necessary to overcome this objection, the Examiner is requested to contact the Applicant's undersigned representative.

#### **II. Specification**

The Office Action objects to the disclosure for informalities. The specification has been amended responsive to this objection. If any additional amendment is necessary to overcome this objection, the Examiner is requested to contact the Applicant's undersigned representative.

#### **III. 35 U.S.C. § 102**

Claims 1 and 2 are rejected under 35 U.S.C. § 102(b) as being anticipated by Minitel, a telecommunications network based in France from 1978 to 2006. It is noted

that claims 1 and 2 have been amended. To the extent that the rejection remains applicable to the claims currently pending, the Applicants hereby traverse the rejection, as follows.

The Applicants submit that the Minitel citation does not disclose or suggest a method of billing network transactions through a network service provider, the method comprising at least the combination of receiving a first part of a content transmission in a peer-to-peer network, wherein the content is unprotected; offering an option of billing the payment request to a subscriber's network access provider; receiving an indication of transport parameters in the peer-to-peer network, the indication being associated with the content of the content transmission; receiving a second part of the content transmission in the peer-to-peer network; and transmitting the second part of the content transmission in the peer-to-peer network in accordance with the transport parameters, as recited in amended claim 1.

For at least this combination of reasons, the Applicants submit that claim 1, as amended, is allowable over the cited art. For similar reasons, the Applicants submit that claim 2 is likewise allowable. As claims 1 and 2 are allowable, the Applicants submit that claims 3-14, which depend from allowable claims 1 and 2, are therefore also allowable.

### **CONCLUSION**

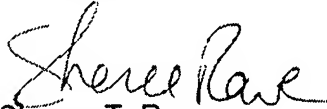
For all of the above reasons, it is respectfully submitted that the claims now pending patentability distinguish the present invention from the cited references. Accordingly, reconsideration and withdrawal of the outstanding rejections and an issuance of a Notice of Allowance are earnestly solicited.

Should the Examiner determine that any further action is necessary to place this application into condition for allowance, the Examiner is encouraged to telephone the undersigned representative at the number listed below.

In the event this paper is not considered to be timely filed, the Applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2300. The Commissioner is hereby authorized to charge any fee deficiency or credit any overpayment associated with this communication to Deposit Account No. 01-2300 with reference to Attorney Docket No. 026215-00005.

Respectfully submitted,

Arent Fox LLP

A handwritten signature in cursive script, appearing to read "Sheree Rowe".

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